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McGINN & GIBB, PLLC

A PROFESSIONAL LIMITED LIABILITY COMPANY
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ANNAPOLIS, MD OFFICE FREDERICK W. GIBB, III MOHAMMAD S. RAHMANT

SEAN M. MCGINN PHILLIP E. MILLERT PRILLIP E. MILLERT FREDERICK E. COOPERRIDERT PETER A. BALNAVE, Ph.D. FREDRIC J. ZIMMERMANT JAMES E. HOWARDT JAMES N. DRESSER JOHN J. DRESCH

February 10, 2004

VIA FACSIMILE

To:

Examiner Eric K. Wong

TMEMBER OF BAR OTHER THAN VA

Group Art Unit 2874

U.S.P.T.O.

Facsimile No.: (703) 872-9306

From: Peter A. Balnave

Facsimile No.: (703) 761-2375

Re: Enclosed After-Final Amendment

U.S. Patent Application Serial No. 09/987,459

Docket No. NEC01P205-HIa

Dear Examiner Wong:

We herewith enclose a copy of the After-Final Amendment filed via facsimile on February 10, 2004.

Thank you in advance for your consideration on this case.

Very truly yours,

PAB/geb Enclosure

Total No. of Pages Transmitted: 16

DO NOT ENTER ADD In

EXPEDITED PROCEDURE UNDER 37 C.F.R. §1.116

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Application of

Tarou KANEKO

Serial No.: 09/987,459

Group Art Unit: 2874

OFFICIAL

Filed: November 14, 2001

Examiner: Wong, Bric K.

For: ARRAYED WAVEGUIDE GRADING WITH OPTICAL INPUT AND OUTPUT

CHARACTERISTICS SETTABLE TO DESIRED VALUES

Honorable Commissioner of Patents Alexandria, Virginia 22313-1450 Box AF

AMENDMENT UNDER 37 C.F.R. §1.116

Sir:

In response to the Office Action dated November 21, 2003, please amend the aboveidentified application as follows.

Claims 5-8, 10, 12, 16, 31-34, 36, 38, 40, and 42 are currently pending in the application. Claims 16, 40, and 42 are currently amended to more clearly define the invention. Claims 5-8, 10, 12, 16, 31-34, 36, 38, 40, and 42 are independent.